

Message Text

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PAGE 01 STATE 005956
ORIGIN OES-06

INFO OCT-01 EUR-12 ISO-00 L-03 NRC-05 ACDA-07 CIAE-00
INR-07 IO-13 NSAE-00 NSC-05 EB-07 DODE-00 ERDA-05
FEA-01 COME-00 /072 R

DRAFTED BY OES/NET/IM:WAMOFFITT:AN
APPROVED BY OES/NET:MBKRATZER
EUR/RPE - P. LAASE (DRAFT)
L/OES - C. SIEGAL (DRAFT)
NRC - M. GUHIN (DRAFT)
OES/NET/IM - D. HOYLE (DRAFT)
-----112208Z 009948 /70

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FM SECSTATE WASHDC
TO AMEMBASSY BONN PRIORITY
INFO USMISSION EC BRUSSELS PRIORITY

C O N F I D E N T I A L STATE 005956

E.O. 11652: GDS

TAGS: TECH, ENRG, GW

SUBJECT: HIGHLY ENRICHED URANIUM (HEU) EXPORTS TO FRG

REF: A) BONN 00026 B) STATE 000043 C) 76 STATE 271079

1. REFTELS A AND B APPARENTLY CROSSED IN TRANSMISSION
AND FOLLOWING INFORMATION DESIGNED TO SUPPLEMENT REFTEL B
WHILE PROVIDING STATUS REPORT ON PENDING APPLICATIONS FOR
EXPORT OF HEU TO FRG REQUESTED REFTEL A.

2. EXECUTIVE BRANCH REVIEW HAS BEEN COMPLETED ON FIRST
TWO HEU CASES INVOLVING FRG LISTED IN PARA 2 OF REFTEL
C, AND ITS RECOMMENDATION THAT NUCLEAR REGULATORY COMMIS-
SION (NRC) ISSUE EXPORT LICENSES WAS FORWARDED LAST MONTH.
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AS INDICATED IN REFTEL B, DEPARTMENT EXPECTS TO FORWARD
TO NRC SHORTLY A FAVORABLE EXECUTIVE BRANCH RECOMMENDATION
ON CASE TARGETED BY NATURAL RESOURCE DEFENSE COUNCIL
(NRDC) INTERVENORS. DEPARTMENT ALSO IS PREPARING RECOM-
MENDATION ON EXPORT OF HEU FOR USE IN FRG'S THTR PROJECT
(FOURTH CASE LISTED IN REFTEL C).

3. THUS FAR, PETITIONS TO INTERVENE HAVE NOT BEEN FILED

IN ANY OTHER PENDING FRG APPLICATIONS. (TO DATE, THERE HAVE BEEN TWO OTHER INTERVENTIONS IN NRC EXPORT LICENSING PROCESS--THOSE CITED IN PARA 7 OF REFTEL B). TIMELINESS OF PETITIONS IS IMPORTANT ISSUE SINCE, ACCORDING TO NRC PROCEDURES PUBLISHED IN FEDERAL REGISTER, PETITION TO INTERVENE MUST BE FILED WITHIN THIRTY DAYS OF POSTING OF LICENSE APPLICATION BY NRC IN ITS PUBLIC DOCUMENT ROOM. ALTHOUGH DEPARTMENT'S INFORMATION INDICATES PETITION IS NOT TIMELY IN THIS REGARD, THE COMMISSION HAS DISCRETION TO ACCEPT NON-TIMELY NOTICE OF INTERVENTION.

4. AS NOTED REFTEL B, IT IS TOO EARLY TO PREDICT HOW NRC WILL ACT WITH RESPECT TO PRESENT NRDC INTERVENTION. WITH REGARD TO OTHER THREE APPLICATIONS, DEPT DOES NOT WISH TO SPECULATE ON POSSIBILITY OF FUTURE INTERVENTION. HOWEVER, SHOULD NRDC OR ANY OTHER GROUP ELECT TO PETITION TO INTERVENE IN ANY OR ALL OF THESE APPLICATIONS, THE TIMELINESS ISSUE WOULD BE RAISED SINCE ALL THREE APPLICATIONS WERE POSTED BY NRC PRIOR TO APPLICATION SELECTED BY NRDC INTERVENORS.

5. EMBASSY IS AUTHORIZED TO DISCUSS SITUATION WITH FRG AUTHORITIES IF NECESSARY, DRAWING ON FOREGOING AND REFTEL B FOR GUIDANCE.
ROBINSON

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: URANIUM, POLICIES, EXPORT LICENSES, RADIOACTIVE ISOTOPES
Control Number: n/a
Copy: SINGLE
Sent Date: 11-Jan-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
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Disposition History: n/a
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